

HENNIGAN, BENNETT & DORMAN LLP
Roderick G. Dorman (SBN 96908)
dormanr@hbdlawyers.com
Alan P. Block (SBN 143783)
blocka@hbdlawyers.com
865 South Figueroa Street, Suite 2900
Los Angeles, California 90017
Telephone: (213) 694-1200
Fax: (213) 694-1234

Attorneys for Plaintiff
 ACACIA MEDIA TECHNOLOGIES CORPORATION

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

In re	)	Case No.05 CV 01114 JW
)	
)	
ACACIA MEDIA TECHNOLOGIES	)	[PROPOSED] ORDER GRANTING
CORPORATION,	)	PLAINTIFF ACACIA MEDIA
	)	TECHNOLOGIES CORPORATION'S
	)	MOTION FOR ADMINSTRATIVE
	)	LEAVE TO VACATE THE OPPOSITION
	)	AND REPLY DATES RE DEFENDANTS'
	)	MOTIONS FOR SUMMARY JUDGMENT
	)	ON SECTION 112 ISSUES
)	
	)	(CIVIL L.R. 7-11)
)	
	)	DATE: N/A
	)	TIME: N/A
	)	CTRM: Ctrm 8, 4 th Floor
	)	JUDGE: Hon. James Ware

Case No. C-05-01114-JW

[PROPOSED] ORDER GRANTING PLAINTIFF'S
MOTION FOR ADMINISTRATIVE
LEAVE TO VACATE FILING DATES

1 The Court, having considered Plaintiff Acacia Media Technologies Corporation's Motion for
2 Administrative Leave to Vacate the Opposition and Reply Dates re Defendants' Motions for
3 Summary Judgment on Section 112 Issues, and any opposition thereto, and finding good cause
4 thereon, hereby GRANTS Acacia's Motion.

5 The Court hereby vacates the October 24, 2008 opposition date and the January 9, 2009
6 reply date on defendants' Motions for Summary Judgment set in the Court's May 27, 2008 Order
7 (Doc. No. 282). If necessary, following the October 29, 2008 Order to Show Cause hearing, the
8 Court shall re-set the opposition and reply dates.

9 IT IS SO ORDERED.

10
11 DATED:

The Honorable James Ware
United States District Judge

12
13
14 Presented by:

15
16 By /S/ Roderick G. Dorman
17 Roderick G. Dorman

18 RODERICK G. DORMAN (CA SBN 96908)
19 ALAN P. BLOCK (CA SBN 143783)
20 MARC MORRIS (CA SBN 183728)
21 HENNIGAN, BENNETT & DORMAN LLP
601 South Figueroa Street, Suite 3300
Los Angeles, California 90017

22 Attorneys for Plaintiff
Acacia Media Technologies Corporation
23
24
25
26
27

PROOF OF SERVICE

I declare as follows:

I am a resident of the State of California and over the age of eighteen years, and not a party to the within action; my business address is 865 South Figueroa Street, Suite 2900, Los Angeles, California 90017.

On October 14, 2008, I served a copy of the within document described as **[PROPOSED] ORDER GRANTING PLAINTIFF ACACIA MEDIA TECHNOLOGIES CORPORATION'S MOTION FOR ADMINSTRATIVE LEAVE TO VACATE THE OPPOSITION AND REPLY DATES RE DEFENDANTS' MOTIONS FOR SUMMARY JUDGMENT ON SECTION 112 ISSUES** on the interested parties in this action by transmitting via the Electronic Case Filing Program of the United States District Court for the Northern District of California, the document listed above by uploading the electronic file for the above listed document on this date. The ECF Program will send an e-notice of the electronic filing to the parties listed on the attached Service List.

I also placed the document listed above in a sealed envelope and affixing a pre-paid air bill, and causing the envelope to be delivered to a FedEx agent for Delivery as follows:

Chambers of the Hon. James Ware
Attn: Regarding Acacia Litigation
280 South First Street
San Jose, CA 95113
3 copies

Executed on October 14, 2008 at Los Angeles, California.

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

/S/ Lisa McCorry
Lisa McCorry

SERVICE LIST

Juanita R. Brooks
Todd G. Miller
Fish & Richardson
12390 El Camino Real
San Diego, California 92130-2081

Counsel for:
ACMP LLC;Ademia Multimedia LLC; Adult Entertainment Broadcast Network; Adult Revenue Services; Audio Communications; CJ Inc.; Club Jenna Inc.; Cyber Trend Inc.; Cybernet Ventures Inc.; Game Link Inc.; Global AVS Inc.; Innovative Ideas International; Lightspeedcash; National A-1 Advertising Inc.; New Destiny Internet Group LLC; VS Media Inc.

Victor De Gyarfas
William J. Robinson
Foley & Lardner
2029 Century Park E, 35th Floor
Los Angeles, California 90067

Counsel for:
International Web Innovations, Inc.

Mark D. Schneider
Gifford, Krass, Groh, Sprinkle, Anderson
and Citkowski
280 N. Old Woodward Avenue, Suite 400
Birmingham, Michigan 48009-5394

Counsel for:
Askcs.com Inc.

Adam Robert Alper
David Allen York
Latham & Watkins
135 Commonwealth Drive
Menlo Park, California 94025

Counsel for:
AP Net Marketing Inc.; ICS Inc.

David C. Doyle
Morrison & Foerster LLP
3811 Valley Centre Dr., Suite 500
San Diego, California 92130

Counsel for:
Echostar Technologies Corporation

Jonathan E. Singer
William R. Woodford
Fish & Richardson
60 South Sixth Street, Suite 3300
Minneapolis, Minnesota 55402

Counsel for:
ACMP LLC;Ademia Multimedia LLC; Adult Entertainment Broadcast Network; Adult Revenue Services; Audio Communications; CJ Inc.; Club Jenna Inc.; Cyber Trend Inc.; Cybernet Ventures Inc.; Game Link Inc.; Global AVS Inc.; Innovative Ideas International; Lightspeedcash; National A-1 Advertising Inc.; New Destiny Internet Group LLC; VS Media Inc.

Gary A. Hecker
James Michael Slominski
Hecker Law Group
1925 Century Park East, Suite 2300
Los Angeles, California 90067

Counsel for:
Offendale Commercial Limited BV

Alfredo A. Bismonte
Daniel H. Fingerman
Bobby T. Shih
Mount & Stoelker, P.C.
River Park Tower, 17th Floor
333 W. San Carlos St.
San Jose, CA 95110

Counsel for:
Askcs.com Inc.

Rachel Krevans
Jason A. Crotty
Paul A. Friedman
Morrison & Foerster LLP
425 Market Street
San Francisco, California 94105-2482

Counsel for:
Satellite LLC; Echostar Technologies Corporation; Echostar Communications Corporation

1 Annemarie A. Daley
Stephen P. Safranski
2 Robins Kaplan Miller & Ciresi LLP
2800 LaSalle Plaza
3 800 LaSalle Avenue
Minneapolis, Minnesota 55402
4 **Counsel for:**
Coxcom, Inc.; Hospitality Network, Inc.

5 Jeffrey H. Dean
6 Kevin D. Hogg
Bradford P. Lyerla
7 Carl E. Myers
Marshall Gerstein & Borun LLP
8 6300 Sears Tower
233 South Wacker Drive
9 Chicago, Illinois 60606
Counsel for:
10 **Armstrong Group; Arvig Communication**
11 **Systems; Charter Communications, Inc.; East**
12 **Cleveland TV and Communications LLC;**
Massillon Cable TV, Inc.; Wide Open West LLC

13 Daralyn J. Durie
Joshua H. Lerner
David J. Silbert
14 Keker & Van Nest LLP
710 Sansome Street
15 San Francisco, California 94111
Counsel for:
16 **Comcast Cable Communications, LLC; Insight**
17 **Communications, Inc.**

18 Stephen E. Taylor
Jan J. Klohonatz
Taylor & Co. Law Offices, Inc.
19 One Ferry Building, Suite 355
San Francisco, California 94111
20 **Counsel for:**
21 **Mediacom Communications Corporation**

22 Jeffrey D. Sullivan
Michael J. McNamara
23 Baker Botts L.L.P.
30 Rockefeller Plaza
24 New York, New York 10112
Counsel for:
25 **Mediacom Communications Corporation;**
26 **Bresnan Communications**

Richard R. Patch
J. Timothy Nardell
Coblentz, Patch, Duffy & Bass LLP
One Ferry Building, Suite 200
San Francisco, California 94111-4213
Counsel for:
Coxcom, Inc.; Hospitality Network, Inc.

William R. Overend
Morgan D. Tovey
Reed Smith Crosby Heafey
Two Embarcadero Center, Suite 2000
San Francisco, California 94111
Counsel for:
Charter Communications, Inc.

Victor G. Savikas
Kevin G. McBride
Maria K. Nelson
Marsha E. Mullin
Jones Day
555 South Flower Street, 50th Floor
Los Angeles, California 90071
Counsel for:
DirecTV Group, Inc.

Mitchell D. Lukin
Baker Botts L.L.P.
One Shell Plaza
910 Louisiana
Houston, Texas 77022
Counsel for:
Mediacom Communications Corporation;
Bresnan Communications

Rebecca Anne Bortolotti
John Christopher Reich
Albert L. Underhill
Merchant & Gould
80 S. 8th Street, Suite 3200
Minneapolis, Minnesota 55402
Counsel for:
Arvig Communications Systems; Cannon
Valley Communications, Inc.; Loretel
Cablevision; Mid-Continent Media, Inc.;
Savage Communications, Inc.; Sjoberg's
Cablevision, Inc.; US Cable Holdings LP

1 Sean David Garrison
2 Robert Francis Copple
3 Lewis & Roca LLP
40 N. Central Avenue
Phoenix, Arizona 85004-4429

Counsel for:
Cable America Corp.

5 Troy Blinn Forderman
6 George Chun Chen
7 Bryan Cave LLP
2 N. Central Avenue, Suite 2200
Phoenix, Arizona 85004-4406

Counsel for:
Cable System Service Inc.

9 Patrick J. Whalen
10 Spencer Fan Britt & Brown LLP
1000 Walnut Street, Suite 1400
Kansas City, Missouri 64106

Counsel for:
NPG Cable Inc.

12 Clay K. Keller
13 Buckingham, Doolittle & Burroughs
14 50 South Main Street
Akron, Ohio 44308

Counsel for:
Nelsonville TV Cable, Inc.

17 Christopher B. Fagan
18 Fay Sharpe Fagan Minnich & McKee
1100 Superior Avenue, Seventh Floor
Cleveland, Ohio 44114-2518

Counsel for:
**Armstrong Group; East Cleveland TV and
Communications LLC; Massillon Cable TV,
Inc.; Wide Open West, LLC**

21 Benjamin Hershkowitz
22 Gibson, Dunn & Crutcher LLP
200 Park Avenue
New York, NY 10166

Counsel for:
CSC Holdings, Inc.

C. Mark Kittredge
Perkins Coie Brown & Bain PA
P.O. Box 400
Phoenix, Arizona 85001-0400

Counsel for:
Cable One Inc.

Gregory T. Spalj
Fabyanske Westra & Hart PA
800 LaSalle Avenue, Suite 1900
Minneapolis, Minnesota 55402

Counsel for:
Cable System Service, Inc.

Fritz Byers
824 Spitzer Bulding
520 Madison Avenue
Toledo, Ohio 43604

Counsel for:
Block Communications, Inc.

Melissa G. Ferrario
Barry S. Goldsmith
Gary H. Nunes
Womble Carlyle Sandridge & Rice
8065 Leesburg Pike, Fourth Floor
Tysons Corner, VA 22182

Counsel for:
Nelsonville TV Cable, Inc.

Stephen S. Korniczky
James V. Fazio
Paul Hastings Janofsky & Walker LLP
3579 Valley Centre Drive
San Diego, CA 92130

Counsel for:
Cebridge Connections

David S. Benyacar
Daniel Reisner
Kaye Scholar LLP
425 Park Avenue
New York, NY 10022

Counsel for:
Time Warner Cable, Inc.